

**AN ORDINANCE BY
COMMITTEE ON COUNCIL**

AN ORDINANCE TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA, ADOPTED UNDER AND BY VIRTUE OF THE AUTHORITY OF THE MUNICIPAL HOME RULE ACT OF 1965, O.C.G.A. SECTION 36-35-1. ET SEQ., AS AMENDED, SO AS TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA, 1996 GA LAWS P. 4469, ET SEQ., BY AMENDING ARTICLE 5, CHAPTER 4, SECTION 5-401 ("ENTITLED, CONFLICTS OF INTEREST PROVISIONS APPLICABLE TO CITY OFFICIALS AND EMPLOYEES") SO AS TO REVISE THE SCOPE OF THE TERM "RELATIVE"; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

WHEREAS, the Charter of The City of Atlanta, Georgia, 1996 Ga Laws P.4469, et seq. (hereinafter "the Charter") establishes the legislative power of the governing authority (hereinafter "the Council" or "Council") to amend the Charter of the City of Atlanta (hereinafter "City") by ordinance; and

WHEREAS, the Committee on Council held work sessions and meetings to review the Charter to suggest and effectuate amendments thereto; and

WHEREAS, Section 5-401 (d) of the Charter sets forth the definition of the term "relative" as it is used in relation to the conflicts of interest provisions applicable to city officials and employees; and

WHEREAS, the definition of "relative" neglects to include a person's registered domestic partner as a relative; and

WHEREAS, it is the intent of city council that one's registered domestic partner be included in the scope and definition of "relative."

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS
AS FOLLOWS:**

Section 1: Article 5, Chapter 4, Section 5-401 (d), which reads:

(d) As used in this chapter, the word "relative" shall mean an individual who is related to the elected official, appointed officer, or employee as father, mother, son, daughter, brother, sister, husband, wife, grandfather, grandmother, grandchild, mother-in-law, father-in-law, sister-in-law, brother-in-law, daughter-in-law, son-in-law, any other relative living in the household of the elected official, appointed officer, or employee or who otherwise holds himself or herself out as or is generally known as the person whom the elected official, appointed officer, or employee intends to marry or with whom the elected official, appointed officer, or employee intends to form a household, or any other natural person having the same legal residence as the elected official, appointed officer, or employee.

be hereby amended to read as follows:

(d) As used in this chapter, the word "relative" shall mean an individual who is related to the elected official, appointed officer, or employee as father, mother, son, daughter, brother, sister, husband, wife, **domestic partner registered under section 94-133**, grandfather, grandmother, grandchild, mother-in-law, father-in-law, sister-in-law, brother-in-law, daughter-in-law, son-in-law, any other relative living in the household of the elected official, appointed officer, or employee or who otherwise holds himself or herself out as or is generally known as the person whom the elected official, appointed officer, or employee intends to marry or with whom the elected official, appointed officer, or employee intends to form a household, or any other natural person having the same legal residence as the elected official, appointed officer, or employee.

Section 2: That all ordinances and parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

Exhibit "A"

"Notice of Proposed Amendment to the Charter of the City of Atlanta, Georgia"

Notice is hereby given that an ordinance has been introduced to amend Section 5-401 (d) (Entitled "Conflicts of interest provisions applicable to city officials and employees.") of the Charter of the City of Atlanta, Georgia (1996 Ga. L. (Act No. 1019), p. 4469, et. seq.) as amended, so as to revise the scope of the term "relative"; and for other purposes.

A copy of the proposed amendment is on file in the office of the Municipal Clerk of the City of Atlanta and in the offices of the Clerks of the Superior Courts of Fulton and DeKalb Counties, Georgia, for purposes of examination and inspection by the public.

This ____ day of _____, 2006.

Rhonda Dauphin Johnson
Municipal Clerk
City of Atlanta